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Attorneys for Defendant  
M. Rothman & Co., Inc.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CREDITORS ADJUSTMENT  
BUREAU, INC.,

Plaintiff,

vs.

M. ROTHMAN & CO., INC.,

Defendant.

Case No: C08-01431 MMC

Assigned to: Hon. Maxine M. Chesney  
Dept. 7

**DEFENDANT'S REQUEST FOR  
JUDICIAL NOTICE IN SUPPORT  
OF MOTION TO DISMISS FOR  
FAILURE TO STATE A CLAIM ON  
WHICH RELIEF MAY BE  
GRANTED (FRCP 12(b)(6); OR, IN  
THE ALTERNATIVE, AND  
SUBJECT TO THE COURT'S  
DISCRETION, TO TRANSFER  
PLAINTIFF'S CASE TO NEW  
JERSEY DISTRICT COURT  
UNDER 28 U.S.C. § 1404**

DATE: May 30, 2008  
TIME: 9:00 a.m.  
DEPT: 7

TRIAL DATE: Not Set

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1 TO THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS  
2 OF RECORD:

3 Pursuant to Federal Rules of Evidence, Rule 201(b) and (d), defendant M.  
4 Rothman & Co., Inc. respectfully requests that the Court take judicial notice of the  
5 attached documents in support of its motion for an order dismissing plaintiff's  
6 complaint or, in the alternative, transferring the action to the United States District  
7 Court in New Jersey.

8  
9 1. Summons and Complaint in the matter of Creditor's *Adjustment*  
10 *Bureau, Inc. v. M. Rothman & Co., Inc.*, originally filed in the Alameda County  
11 Superior Court on February 4, 2008 and removed to this Court on March 13, 2008.

12 2. Complaint in the matter of *M. Rothman & Co., Inc. v. Hannspree*  
13 *North America, Inc.*, New Jersey Superior Court Case No. L-9289-07, filed on  
14 December 19, 2007.

15 3. Summons in the matter of *M. Rothman & Co., Inc. v. Hannspree*  
16 *North America, Inc.*, New Jersey Superior Court Case No. L-9289-07.

17 4. Proof of Service in the matter of *M. Rothman & Co., Inc. v.*  
18 *Hannspree North America, Inc.*, New Jersey Superior Court Case No. L-9289-07.

19 5. Request to Enter Default in the matter of *M. Rothman & Co., Inc. v.*  
20 *Hannspree North America, Inc.*, New Jersey Superior Court Case No. L-9289-07  
21 and Entry of Default on February 25, 2008.

22 6. Certification of Proof of Larry Francis In Support of Application for  
23 Default Judgment filed on April 1, 2008 in the matter of *M. Rothman & Co., Inc. v.*  
24 *Hannspree North America, Inc.*, New Jersey Superior Court Case No. L-9289-07.

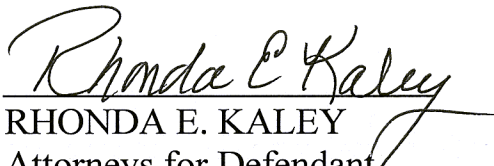
25 7. Final Judgment on Default filed April 1, 2008 in the matter of *M.*  
26 *Rothman & Co., Inc. v. Hannspree North America, Inc.*, New Jersey Superior  
27 Court Case No. L-9289-07.  
28

1           8.     Certificate of Status of Foreign Corporation and related information  
2 from California Secretary of State's website.

3  
4  
5 DATED: April 18, 2008

Respectfully submitted,

CHASSMAN & SEELIG, LLP

6  
7 By:   
8 RHONDA E. KALEY  
9 Attorneys for Defendant  
Mr. Rothman & Co., Inc.

PROOF OF SERVICE

STATE OF CALIFORNIA )  
 )  
 COUNTY OF LOS ANGELES )

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action. My business address is: 350 South Figueroa Street, Suite 580, Los Angeles, California 90071-1102.

On April 21, 2008, I served the foregoing document described as **DEFENDANT'S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM ON WHICH RELIEF MAY BE GRANTED (FRCP 12(b)(6); OR, IN THE ALTERNATIVE, AND SUBJECT TO THE COURT'S DISCRETION, TO TRANSFER PLAINTIFF'S CASE TO NEW JERSEY DISTRICT COURT UNDER 28 U.S.C. § 1404** on the interested parties in this action by placing a true copy thereof enclosed in a sealed, prepaid envelope addressed as follows:

Kenneth J. Freed, Esq.  
 Law Offices of Kenneth J. Freed  
 14226 Ventura Boulevard  
 P.O. Box 5914  
 Sherman Oaks, CA 91413

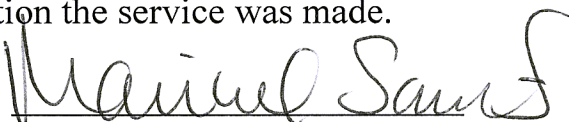
X (BY MAIL) I caused such envelope to be deposited in the mail at Los Angeles, California. I am "readily familiar" with this firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of a party served, service is presumed invalid if the postal cancellation date or postage meter date is more than 1 day after the date of deposit for mailing in affidavit.

— (BY PERSONAL SERVICE) I delivered such envelope by hand to the offices of the addressee.

Executed on April 21, 2008 at Los Angeles, California.

X (FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

MARIBEL SANTOS  
 NAME

  
 SIGNATURE